IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 470 OF 2005
IN
APPEAL FROM ORDER NO. 441 OF 2005

The Bandra Gymkhana. ... Applicant.
Versus.
Cyril L.Vas. ... Respondent.

Shri Nitin Raut for the Applicant.

Shri M.P.Vashi for the Respondent.

CORAM : ABHAY S. OKA, J.

DATED : 4th April, 2005.

P.C.:

1. Rule. The Respondent waives service.

2. The order of expulsion was passed against the Respondent on 17th April 2004. There was no ad-interim relief granted in favour of the Respondent in the Notice of Motion. The Notice of Motion is made absolute on 9th March 2005 by passing the impugned order and the learned trial Judge has stayed the impugned order for a period of four weeks. The net result is that there is no order operating in favour of the Respondent from April 2004. Hence case for grant of stay is made out. Accordingly till the final disposal of the Appeal, operation of the impugned Judgment and order will stand stayed.

3. Civil Application stands disposed of in the above terms with no order as to costs.

Judge.